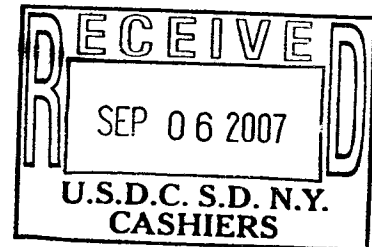


**JAMES A. SAVILLE, JR. (JS-4835)**  
**CASPAR F. EWIG (CE-4027)**  
**HILL RIVKINS & HAYDEN LLP**  
Attorneys for Plaintiff

45 Broadway – Suite 1500  
New York, New York 10006-3739



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
**GERLING-KONZERN ALLGEMEINE  
VERSICHERUNGS A.G.**

Plaintiff,

- against -

**CSX TRANSPORTATION, INC.**

Defendant.  
-----X

Index No.:

**07**

**JUDGE LEISURE  
CIV 7865**

**RULE 7.1 STATMENT**

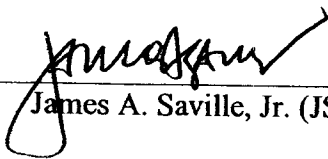
Pursuant to Federal Rule of Civil Procedure 7.1 and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Plaintiff (private, non-governmental parties) certifies that the following are corporate parents, affiliates, and/or subsidiaries of said party, which are publicly held:

**Gerling-Konzern Allgemeine Versicherungs, A.G. is a subsidiary of Talanx, A.G.**

Dated: New York, New York  
September 6, 2007

**HILL RIVKINS & HAYDEN LLP**  
Attorneys for Plaintiff

By: \_\_\_\_\_

  
**James A. Saville, Jr. (JS-4835)**

45 Broadway – Suite 1500  
New York, New York 10006-3739